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The *California Regulatory Notice Register* is an official state publication of the Office of Administrative Law containing notices of proposed regulatory actions by state regulatory agencies to adopt, amend or repeal regulations contained in the California Code of Regulations. The effective period of a notice of proposed regulatory action by a state agency in the *California Regulatory Notice Register* shall not exceed one year [Government Code § 11346.4(b)]. It is suggested, therefore, that issues of the *California Regulatory Notice Register* be retained for a minimum of 18 months.

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PROPOSED ACTION ON REGULATIONS

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TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission (the "Commission"), under the authority vested in it under the Political Reform Act (the "Act")¹ by Section 83112 of the Government Code, proposes to adopt, amend, or repeal regulations in Title 2, Division 6 of the California Code of Regulations. The Commission will consider the proposed regulation at a public hearing on or after **May 12, 2011**, at the offices of the Fair Political Practices Commission, 428 J Street, Suite 800, Sacramento, California, commencing at approximately **10:00 a.m.** Written comments must be received at the Commission offices no later than **5:00 p.m. on May 11, 2011.**

BACKGROUND/OVERVIEW

On February 10, 2011, the commission adopted, on an emergency basis, amendments to Regulation 18734 to require the filing of interim financial disclosure statements (Form 700) by public officials who hold decision-making positions at newly created agencies prior to the adoption of the agency's conflict-of-interest code and further requiring agencies to provide an interim disclosure policy describing the positions covered and the filing obligation for each of those positions.

REGULATORY ACTION

Adopt 2 Cal. Code Regs. § 18734: The Commission will consider adopting Regulation 18734 to make permanent the provisions of existing emergency Regulation 18734 requiring (1) certain officials in newly created positions, including those at new agencies, to file interim financial disclosure statements and (2) re-

¹ The Political Reform Act is contained in Government Code Sections 81000 through 91014. All statutory references are to the Government Code, unless otherwise indicated. The regulations of the Fair Political Practices Commission are contained in Sections 18110 through 18997 of Title 2 of the California Code of Regulations. All regulatory references are to Title 2, Division 6 of the California Code of Regulations, unless otherwise indicated.

quiring new and existing agencies to file a form developed by the Commission, within 30 days of the establishment of the new position, describing the duties and filing obligations for that new position.

SCOPE

The Commission may delete provisions, adopt the language noticed herein, or choose new language to implement its policy regarding the posting of information on its website relevant to the Political Reform Act (Government Code Sections 81000–91014), the financing of election campaigns and government ethics.

FISCAL IMPACT STATEMENT

Fiscal Impact on Local Government. This regulation will have no fiscal impact on any local entity or program.

Fiscal Impact on State Government. This regulation will have no fiscal impact on any state entity or program.

Fiscal Impact on Federal Funding of State Programs. This regulation will have no fiscal impact on the federal funding of any state program or entity.

AUTHORITY

Government Code Section 83112 provides that the Fair Political Practices Commission may adopt, amend, and rescind rules and regulations to carry out the purposes and provisions of the Political Reform Act.

REFERENCE

This regulatory action implements, interprets, or makes specific Government Code Sections 81002 and 83113.

CONTACT

Any inquiries should be made to William J. Lenkeit, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, CA 95814; telephone (916) 322-5660 or 1-866-ASK-FPPC. Proposed regulatory language can be accessed at <http://www.fppc.ca.gov/index.php?id=247#2>.

TITLE 16. STATE BOARD OF GUIDE DOGS FOR THE BLIND

NOTICE IS HEREBY GIVEN that the State Board of Guide Dogs for the Blind (hereinafter "board") is proposing to take the action described in the Informa-

tive Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held on **May 23, 2011, at 1625 North Market Blvd., Sacramento Room (Third Floor), Sacramento, CA 95834 at 2:00 p.m.** Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the board at its office **on or before 5:00 p.m. May 23, 2011, or must be received by the Board at the hearing.** The Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by Sections 125.9, 148, and 7208 of the Business and Professions Code, and to implement, interpret or make specific Sections 125.9, 148, 7208, 7209.5, 7210, 7210.5, 7213, and 7215, of said Code, the board is considering changes to Division 22 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Business and Professions Code section 7208 authorizes the Board to govern the admission of applicants for examination for licensure to instruct blind persons in the use of guide dogs or to engage in the business of training, selling, hiring, or being in the business of supplying guide dogs for the blind; govern the operation of schools which furnish guide dogs and train blind persons to use guide dogs.

1. Amend section 2252.

Existing regulation provides definitions for the term “Board” and the term “Code.”

- > This proposed regulation would add definitions for the terms “guide dog,” “client,” “guide dog team,” “instructor,” “apprentice,” and “instruction.”

2. Amend section 2275.

Existing regulation states that a school be required to give each blind person who receives a guide dog a certificate of a veterinarian stating that the guide dog has been neutered. The school shall retain a copy of such document in its records.

- > This proposed regulation would:
 - Make a grammatical change from “of” to “from.”
 - Add a “spay” requirement to the spayed or neutered requirement.

3. Amend section 2284.

Existing regulation requires that an apprentice cannot act as an instructor without the “direct and immediate supervision of a licensed instructor.”

- > This proposed regulation would delete the requirement that supervision be “direct and immediate.” This change will give guide dog schools more flexibility in their apprenticeship programs and give apprentices the opportunity to gradually change levels of supervision as experience is gained.

4. Add section 2295.

- > This proposed regulation would:
 - Grant the Executive Officer of the Board or his designee the authority to issue citations containing orders to pay fines between \$100 and \$5,000 and an order of abatement for any violation of the Act, The California Code of Regulations, or any laws governing the guide dog schools or guide dog instructors. Citations may be issued without an assessment or fine.
 - Add a requirement that each citation be in writing and describe the nature and facts of each violation, including a reference to the statute or regulatory section that has allegedly been violated.
 - Add a provision that the citation be served upon the cited person either personally or by certified United States mail.

5. Add section 2295.1.

- > The proposed regulation would require that at the issuance of each citation, the following factors be considered: nature and severity of violation, length of time since violation has occurred, consequences of violation, history of previous violations, evidence that violation was willful, gravity of violation, and the extent to which the cited person had remediated any knowledge and/or skill deficiencies which could have injured a consumer.

6. Add section 2295.2.

- > The proposed regulation would:

- Require that the citation inform the licensee that if he/she desires a hearing to contest the finding of a violation, a hearing may be requested by written notice to the board within 30 calendar days of the date of issuance of the citation. Hearings shall be held pursuant to the provisions of Chapter 5 (commencing with section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.
- Add that a cited person may, within 14 calendar days, after service of the citation, submit a written request for an informal conference with the Executive Officer.
- Require the Executive Officer or his/her designee, within 30 calendar days from receipt of the written request, to hold an informal conference with the person cited and/or his/her legal counsel or authorized representative.
- Add that the Executive Officer or his designee may affirm, modify or dismiss the citation at the conclusion of the informal conference. A written decision from the conference shall be mailed to the cited person and his/her legal counsel, if any, within 14 calendar days from the date of the informal conference. The decision shall be deemed a final order with regard to the citation issued.
- Add that if the citation is dismissed, the request for a hearing shall be deemed as withdrawn. If the citation is affirmed or modified, the cited person may withdraw the request for hearing or proceed with the administrative hearing process.

7. Add section 2295.3.

- > This section is added to grant the Executive Officer the authority to issue a citation against any unlicensed person who is acting in the capacity of a licensee under the jurisdiction of the board and who is not otherwise exempt from licensure. Each citation may contain an Administrative fine. Administrative fines shall range from \$250 to \$5,000 for each violation.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: If a fine is issued, the program

could see an increase in revenue up to \$5,000. Instances of violations of the law are rare and therefore a minor increase in revenue may be realized on an inconsistent basis.

Nondiscretionary Costs/Savings to Local Agencies: None.

Local Mandate: None.

Cost to Any Local Agency or School District for Which Government Code Sections 17500–17630 Require Reimbursement: None.

Business Impact:

The Board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Impact on Jobs/New Businesses:

The Board has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses, or the elimination of jobs or existing businesses, or the expansion of businesses in the State of California. Because the Board relies on the input from the three (3) licensed schools, the feedback from the schools has not indicated any positive or negative impact on guide dog instructor jobs in the State.

Cost Impact on Representative Private Person or Business:

The Board has determined that there is no cost impact on private persons or places of business. There is no cost to guide dog users and the proposed language does not place any additional burdens on the schools that would result in additional costs. The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None.

EFFECT ON SMALL BUSINESS

The Board has determined that the proposed regulations would not affect small businesses because the affected guide dog schools are non-profit organizations.

CONSIDERATION OF ALTERNATIVES

The Board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective as and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the above-mentioned hearing.

INITIAL STATEMENT OF REASONS
AND INFORMATION

The Board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the State Board of Guide Dogs for the Blind at 1625 N. Market Blvd., Suite S 202, Sacramento, California 95834.

AVAILABILITY AND LOCATION OF THE
FINAL STATEMENT OF REASONS AND
RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below or by accessing the website listed below.

CONTACT PERSON

Any inquiries or comments concerning the proposed rulemaking action may be addressed to:

Name: Antonette Sorrick, Executive Officer
Address: 1625 N. Market Blvd., Suite S-202
Sacramento, CA 95834
Telephone No.: (916) 574-7825
Fax No.: (916) 574-7829
E-Mail Address: antonette.sorrick@dca.ca.gov

Name: Cenne Jackson, Executive Assistant
Address: 1625 N. Market Blvd., Suite S-202
Sacramento, CA 95834
Telephone No.: (916) 574-7826
Fax No.: (916) 574-7829
E-Mail Address: cenne.jackson@dca.ca.gov

Website Access: Materials regarding this proposal can be found at www.guidedogboard.ca.gov.

TITLE 16. BOARD OF PHARMACY

NOTICE IS HEREBY GIVEN that the Board of Pharmacy is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments relevant to the action proposed in writing. Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the Board of Pharmacy at its office not later than 5:00 p.m. on May 23, 2011.

The board does not intend to hold a hearing in this matter. If any interested party wishes that a hearing be held, he or she must make the request in writing to the board. The request must be received in the board office not later than 15 days before the close of the written comment period.

The Board of Pharmacy, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference. Pursuant to the authority vested by Section 4005 of the Business and Professions Code, and to implement, interpret or make specific Sections 163.5, 4005, 4007, 4038, 4115, 4202, 4207 and 4400 of the Business and Professions Code, the Board of Pharmacy is considering changes to Section 1793.5 of Division 17 of Title 16 of the California Code of Regulations as follows:

INFORMATIVE DIGEST/POLICY STATEMENT
OVERVIEW

The Board of Pharmacy proposes to amend Section 1793.5 of Article 11 of Division 17 of Title 16 of the California Code of Regulations and to update Authority and Reference citations.

Existing regulation at Section 1793.5 requires an applicant for a pharmacy technician registration to submit an application to the board. The application, Form 17A-5 (Rev. 9/94) is incorporated by reference; this proposed regulation repeals this application and incorporates by reference a new Pharmacy Technician Application, Form 17A-5 with a revision date of January 2011. As proposed, the pharmacy technician application incorporates educational and licensing requirements currently found in Division 2 of Chapter 9 of the Business and Professions Code.

Existing regulation in subdivision (a) of Section 1793.5 refers to a pharmacy technician “registration.” This proposal would amend that subdivision to refer to a pharmacy technician “license.” This amendment is necessary to make the terminology in this section consistent with the board’s statutory authority to issue a pharmacy technician “license” as specified in Business and Professions Code section 4202.

Existing regulation in subdivision (a)(3) of section 1793.5 requires an applicant for a pharmacy technician license to provide a signed statement as to whether the applicant has ever been convicted of or pled no contest to a violation, as specified. This proposal would remove this requirement in regulation, because this statement has been incorporated into the pharmacy technician application (17A–5) which is incorporated by reference. Thus, the amendment is necessary to remove a statement which is duplicative of information contained in the pharmacy technician application.

This proposal would add a new subdivision (a)(4) to current Section 1793.5 which would require an applicant for a pharmacy technician license to submit to the board with his or her application a sealed, original Self Query Report from the National Practitioner Data Bank — Healthcare Integrity and Protection Data Bank (NPDB–HIPDB). Business and Professions Code section 4207 specifies that the board shall make a thorough investigation to determine whether an applicant is qualified for the license being sought. The board has determined that the requirement to submit a Self Query Report, as specified in the proposal, is necessary and pertinent to the board’s investigation to determine if a pharmacy technician applicant has been the subject of discipline in another state prior to making a license decision to grant or deny a license.

Existing regulation in subdivision (c) of Section 1793.5 specifies time frames in which an applicant will be notified of any deficiency in his or her application, and in which the board will notify an applicant of a decision on his or her application. This proposal would specify that the time frame in which the board will notify an applicant of a decision applies to the time period after which any investigation conducted by the board is complete. This amendment is necessary because in some cases the board’s investigation cannot be completed and a decision to grant or deny a license cannot be made within 60 days of an application being deemed complete.

Existing regulation in subdivision (d) of Section 1793.5 references the fee that a pharmacy technician must pay to renew a license issued by the board. This proposal would replace the existing regulation reference with a statutory reference. The board’s fee schedule was revised in 2009, and a new fee schedule was ef-

fective on January 1, 2010 (see Chapter 270, Statutes of 2009 at section 4400 of the Business and Professions Code). The proposed amendment is necessary to remove an obsolete reference and to provide a current reference to the fee that a pharmacy technician must pay to renew a license issued by the board.

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None.

Nondiscretionary Costs/Savings to Local Agencies: None.

Local Mandate: None.

Cost to Any Local Agency or School District for Which Government Code Sections 17500–17630 Require Reimbursement: None.

Business Impact: The board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states. This initial determination is based on the fact that the proposed regulation does not affect a business; rather, it affects applicants (individuals) who are seeking licensure from the Board of Pharmacy.

The board determined that up to 50 percent of pharmacy technician applications have one or more deficiencies, which delays the processing of license applications. By incorporating by reference a Pharmacy Technician Application (17A–5) that reflects existing laws and regulations, the board believes that deficiencies will be reduced and that applications will be processed more timely.

Section 4207 of the Business and Professions Code requires the board to make a thorough investigation of an applicant for licensure to determine whether the applicant is qualified for the license being sought. Subdivision (d) of this section provides that the information requested by the board for this purpose shall not be required to be adopted by regulation pursuant to the Administrative Procedure Act.

This proposal includes a requirement that a pharmacy technician applicant shall submit with his or her application a Self Query Report from the National Practitioner Data Bank — Healthcare Integrity and Protection Data Bank (NPDB–HIPDB). The Self Query Report will allow the board to determine if the applicant has been disciplined in another state prior to making a licensing decision.

Existing regulation in subdivision (c) specifies timeframes in which the board will notify an applicant of any deficiency of an application, and of the board’s de-

cision to grant or deny a license. This proposal will specify that once an application is deemed complete, and upon completion of any investigation conducted, as specified, the board will then notify the applicant of a licensing decision.

Existing regulation at subdivision (d) of Section 1793.5 provides a regulatory reference related to the renewal fee a pharmacist technician must pay. This proposal would provide a more current reference, as the board's fee schedule was amended effective January 1, 2010. (See Chapter 270, Statutes of 2009, at section 4400 of the Business and Professions Code.)

Impact on Jobs/New Businesses: The Board of Pharmacy has determined that this regulatory proposal will not have a significant impact on the creation of jobs or existing businesses or the expansion of businesses in the State of California.

Cost Impact on Representative Private Person or Business: The agency is not aware of any cost impacts that a representative business would necessarily incur in reasonable compliance with the proposed action. The board estimates that a representative private person presently incurs approximately \$133 in reasonable compliance with the existing regulation. The board estimates that a representative private person may incur additional costs of approximately \$28 in reasonable compliance with the proposed action. The board based this estimate on the following information and/or assumptions:

Estimate of Current Costs:

Application Fee	80.00
Fingerprint Fees	51.00
Paper, Envelope, Postage	2.00
TOTAL	\$133.00

Estimate of Additional Costs:

NPDB Self-Query	8.00
HIPDB Self-Query	8.00
Paper, Envelope, Postage	2.00
Notary Fee	10.00
TOTAL	<u>\$28.00</u>

Effect on Housing Costs: None.

EFFECT ON SMALL BUSINESS

The board has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states. This initial determination is based on the fact that the proposed regulation does not affect a business; rather, it af-

fects applicants (individuals) who are seeking licensure from the Board of Pharmacy.

CONSIDERATION OF ALTERNATIVES

The Board of Pharmacy must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would either be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposal described in this Notice.

Any interested person may present statements or arguments in writing relevant to the above determinations at the address listed for the Contact Person.

INITIAL STATEMENT OF REASONS AND INFORMATION

The Board of Pharmacy has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained upon request from the Board of Pharmacy at 1625 N. Market Blvd., N219, Sacramento, California 95834, or from the Board of Pharmacy's Website <http://www.pharmacy.ca.gov>.

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below or by accessing the Board of Pharmacy's Website (www.pharmacy.ca.gov).

CONTACT PERSON

Inquiries or comments concerning the proposed rule-making action may be addressed to:

Name: Carolyn Klein
 Address: 1625 N. Market Blvd., N219
 Sacramento, CA 95834
 Telephone No.: (916) 574-7913
 Fax No.: (916) 574-8618
 E-Mail Address: Carolyn.Klein@dca.ca.gov

The backup contact person is:

Name: Anne Sodergren
 Address: 1625 N. Market Blvd., N219
 Sacramento, CA 95834
 Telephone No.: (916) 574-7910
 Fax No.: (916) 574-8618
 E-Mail Address: Anne.Sodergren@dca.ca.gov

Website Access. Materials regarding this proposal can be found at www.pharmacy.ca.gov.

TITLE 17. CALIFORNIA INSTITUTE FOR REGENERATIVE MEDICINE

NOTICE OF PROPOSED REGULATION AMENDMENTS

Date: April 8, 2011

Deadline for Submission of Written Comment:
 May 23, 2011 — 5:00 p.m.

Hearing Date: None scheduled.

Subject Matter of Proposed Regulation Amendments: Acceptable Research Materials

Sections Affected:

The proposed action amends section 100080 of Title 17 of the California Code of Regulations.

Authority: Article XXXV of the California Constitution and sections 125290.35, subdivisions (a), (b)(1), (2), (3), (4), (5) and (6); and 125290.40, subdivision (j), Health and Safety Code.

Reference: Sections 125290.35, 125290.40, 125290.55 and 125300, Health and Safety Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The California Institute for Regenerative Medicine (“Institute” or “CIRM”) was established in early 2005 with the passage of Proposition 71, the California Stem Cell Research and Cures Initiative. The statewide ballot measure, which provides \$3 billion in funding for stem cell research and dedicated facilities at California universities and research institutions, was approved by California voters on November 2, 2004, and called for the establishment of a new state agency to make grants and provide loans for stem cell research, research facilities and other vital research opportunities.

The Independent Citizens Oversight Committee (“ICOC”) is the 29-member governing board for the Institute. ICOC members are public officials, appointed on the basis of their experience earned in California’s leading public universities, non-profit academic and research institutions, patient advocacy groups and the biotechnology industry.

The Scientific and Medical Accountability Standards Working Group (“Standards Working Group” or “SWG”) makes recommendations to the ICOC on scientific, medical and ethical standards pertaining to stem cell research the Institute funds. Specifically, California Health and Safety Code section 125290.55 requires the Standards Working Group to: 1) recommend to the ICOC scientific, medical and ethical standards; 2) recommend to the ICOC standards for all medical, socioeconomic, and financial aspects of clinical trials and therapy delivery to patients, including, among others, standards for safe and ethical procedures for obtaining materials and cells for research and clinical efforts for the appropriate treatment of human subjects in medical research consistent with paragraph (2) of subdivision (b) of Section 125290.35, and to ensure compliance with patient privacy laws; 3) recommend to the ICOC modification of the standards described in numbers (1) and (2) as needed; 4) make recommendations to the ICOC on the oversight of funded research to ensure compliance with the standards described in numbers (1) and (2); and, 5) advise the ICOC, the Scientific and Medical Research Funding Working Group, and the Scientific and Medical Research Facilities Working Group on an on-going basis on relevant ethical and regulatory issues.

In November of 2010, the ICOC approved a motion to initiate the rulemaking (OAL) process to amend CIRM Medical and Ethical Standards regulations. With this regulatory action, CIRM proposes to amend section 100080 to add lines derived under license of the Australian National Health and Medical Research Council as “acceptably derived.”

All hESC lines used in CIRM-funded research must comply with specific standards for acceptable derivation. CIRM recognizes as “acceptably derived” human embryonic stem cell lines created in accordance with the procedures and policies of six authorized authorities. These authorities are:

1. The U.S. National Institutes of Health
2. The United Kingdom Stem Cell Bank
3. The United Kingdom Human Fertilization and Embryology Authority
4. The Canadian Institutes of Health Research
5. The Japanese Ministry of Education, Culture, Sports, Science and Technology
6. The California Institute for Regenerative Medicine

Australia has a national licensing system promulgated pursuant to the Research Involving Human Embryos Act 2002. Under this act research involving human embryos can only be performed if authorized by the National Health and Medical Research Council through a specific research license. Human Research Ethics Committee approval is a prerequisite for every license application and any variation to an existing license. A license is only issued if the proposed research complies with the Ethical Guidelines on The Use of Assisted Reproductive Technology in Clinical Practice and Research. These guidelines include the following requirements:

Informed Consent

The Licensing Committee must be satisfied that the research protocol includes proper consent from each person responsible for the embryo [gamete providers, their spouses, and the woman for whom the embryo was created and her partner (if different from gamete provider)]. The consent process must be separated from clinical care and the guidelines require a “cooling-off” period before the consent becomes effective to allow the donor(s) to withdraw. In practice the Human Research Ethics Committee has used a two-stage consent process. Stage 1 consent is for the use of donor embryos and stage 2 consent is for the use of any derived hESC lines. See table 1 for additional information regarding consent requirements.

Payments and Expenses for Donors

The guidelines contain a prohibition on the commercial trading in human eggs, sperm or embryos. They also stipulate there should be no payments or other inducements for the donation of gametes, gonadal tissue or cells for research. The reimbursement of reasonable out-of-pocket expenses associated with the procedures is acceptable.

Oversight

Human Research Ethics Committee approval is a prerequisite for every license application and any variation to an existing license. The committee will review the justification for the use of human embryos and place appropriate restrictions on the number that may be used for the specific license.

Other Issues

Consistent with the CIRM regulations and international guidelines, the ethical guidelines prohibit:

- Reproductive cloning
- Developing a human embryo ex-vivo past 14 days

Technical, Theoretical or Empirical Studies, Reports or Documents:

A. Documents or Laws:

None.

B. Public Input:

Discussion and public input received at public meetings conducted by the Standards Working Group on November 22, 2010, and the ICOC on December 8, 2010.

Copies of the documents referenced above are available at the internet link indicated or at the offices of CIRM located at 210 King Street, San Francisco, California, 94107. Transcripts and meeting minutes of the meetings referenced in Section “B” are available on CIRM’s website, www.cirm.ca.gov under the “Meetings Transcripts” and “Meetings Minutes” links.

Submittal of Comments:

Any interested party may present comments in writing about the proposed action to the agency contact person named in this notice. Written comments must be received no later than 5:00 p.m. on May 23, 2011. Comments regarding this proposed action may also be transmitted via e-mail to mescomments@cirm.ca.gov or by facsimile transmission to (415) 396-9141.

At this time, no public hearing has been scheduled concerning the proposed regulations. If any interested person or the person’s representative requests a public hearing, he or she must do so in writing no later than May 9, 2011.

Effect on Small Business:

CIRM has determined that the proposed regulatory action has no impact on small businesses. The proposed amendments implement conditions on awarding grants for stem cell research. This research is conducted almost exclusively by large public and private non-profit institutions, as well as large for-profit institutions. As such, the regulation is not expected to adversely impact small business as defined in Government Code section 11342.610.

Impact on Local Agencies or School Districts:

CIRM has determined that the proposed regulatory action does not impose a mandate on local agencies or school districts, nor does it require reimbursement by the state pursuant to Part 7 (commencing with section 17500) of Division 4 of the Government Code because the regulatory action does not constitute a “new program or higher level of service of an existing program” within the meaning of section 6 of Article XIII of the California Constitution. CIRM has also determined that no nondiscretionary costs or savings to local agencies or school districts will result from the proposed regulatory action.

Costs or Savings to State Agencies:

CIRM has determined that no savings or increased costs to any agency will result from the proposed regulatory action.

Effect on Federal Funding to the State:

CIRM has determined that no costs or savings in federal funding to the state will result from the proposed regulatory action.

Effect on Housing Costs:

CIRM has made an initial determination that the proposed action will have no effect on housing costs.

Significant Statewide Adverse Economic Impact Directly Affecting Businesses:

CIRM has made an initial determination that this regulatory action will not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

Cost Impacts on Representative Private Persons or Businesses:

CIRM has made an initial determination that the regulatory action will not have a significant cost impact on representative private persons or businesses. CIRM is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Impact on the Creation, Elimination, or Expansion of Jobs:

CIRM has determined it is unlikely the proposed regulatory action will impact the creation or elimination of jobs, the creation of new businesses or the elimination of existing businesses, or the expansion of businesses currently doing business within the State of California.

Consideration of Alternatives:

CIRM must determine that no reasonable alternatives considered by the agency, or that have otherwise been identified and brought to the attention of the agency, would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons or businesses than the regulatory action.

Availability of Statement of Reasons and Text of Proposed Regulations:

CIRM has prepared an Initial Statement of Reasons, and has available the express terms of the proposed action, all of the information upon which the proposal is based, and a rulemaking file. A copy of the Initial Statement of Reasons and the proposed text of the regulation may be obtained from the agency contact person named in this notice. The information upon which CIRM relied in preparing this proposal and the rulemaking file are available for review at the address specified below.

Availability of Changed or Modified Text:

After the close of the comment period, CIRM may make the proposed regulation permanent if it remains substantially the same as described in the Policy Statement Overview. If CIRM does make changes to the pro-

posed amendments to the regulations, the modified text will be made available for at least 15 days prior to adoption. Requests for the modified text should be addressed to the agency contact person named in this notice. CIRM will accept written comments on any changes for 15 days after the modified text is made available.

Agency Contact:

Written comments about the proposed regulatory action; requests for a copy of the Initial Statements of Reasons, the proposed text of the regulation, and a public hearing; and inquiries regarding the rulemaking file may be directed to:

C. Scott Tocher, Counsel
 California Institute for Regenerative Medicine
 210 King Street
 San Francisco, CA 94107
 (415) 396-9100

Questions on the substance of the proposed regulatory action may be directed to:

Geoff Lomax, Senior Officer for Medical
 and Ethical Standards
 California Institute for Regenerative Medicine
 (415) 396-9134

The Notice of Proposed Regulatory Adoption, the Initial Statement of Reasons and any attachments, and the proposed text of the regulations are also available on CIRM's website, www.cirm.ca.gov.

Availability of Final Statement of Reasons:

Following its preparation, a copy of the Final Statement of Reasons mandated by Government Code section 11346.9, subdivision (a), may be obtained from the contact person named above. In addition, the Final Statement of Reasons will be posted on CIRM's webpage and accessed at www.cirm.ca.gov.

GENERAL PUBLIC INTEREST

DEPARTMENT OF FISH AND GAME

**Department of Fish and Game —
 Public Interest Notice**

For Publication April 8, 2011
 CESA CONSISTENCY DETERMINATION
 REQUEST FOR
 Devers-Palo Verde No. 2 Transmission Line Project
 Riverside County
 2080-2011-010-06

The Department of Fish and Game (Department) received a notice on March 28, 2011 that the Southern

California Edison Company (SCE) proposes to rely on a consultation between federal agencies to carry out a project that may adversely affect species protected by the California Endangered Species Act (CESA). The proposed action includes a new 500 kV electric transmission line, upgrades to SCE's existing Valley Substation and Devers Substation, and a new Colorado River Substation.

The U.S. Fish and Wildlife Service (Service) issued a "no jeopardy" federal biological opinion (File No. FWS-ERIV-07B0060-10F0884)(BO) and incidental take statement (ITS) to the Bureau of Land Management on January 11, 2011 which considered the effects of the project on the Federally and State threatened desert tortoise (*Gopherus agassizii*), the Federally endangered and State threatened Stephens' kangaroo rat (*Dipodomys stephensi*), and the Federally threatened and State endangered Coachella Valley fringe-toed lizard (*Uma inornata*).

Pursuant to California Fish and Game Code Section 2080.1, SCE is requesting a determination that the BO and ITS are consistent with CESA for purposes of the proposed Project. If the Department determines the BO and ITS are consistent with CESA for the proposed Project, SCE will not be required to obtain an incidental take permit under Fish and Game Code section 2081 for the Project.

DEPARTMENT OF FISH AND GAME

Department of Fish and Game — Public Interest Notice

For Publication April 8, 2011
CESA CONSISTENCY DETERMINATION
REQUEST FOR
SARI Repairs Upstream of Prado Dam
San Bernardino and Riverside Counties
2080-2011-009-06

The Department of Fish and Game (Department) received a notice on March 24, 2011 that The Santa Ana Watershed Project Authority (SAWPA) proposes to rely on a consultation between federal agencies to carry out a project that may adversely affect species protected by the California Endangered Species Act (CESA). The proposed action includes the repair and maintenance of sections of Reaches IVA and IVB of the SARI pipeline.

The U.S. Fish and Wildlife Service (Service) issued a "no jeopardy" federal biological opinion (File No. FWS-WRIV-08B0804-11F0147)(BO) and incidental take statement (ITS) to the U.S. Army Corps of Engineers on December 14, 2010 which considered the effects of the project on the Federally and State endangered least Bell's vireo (*Vireo belli pusillis*). The BO

was amended on January 5, 2011 (File No. FWS-WRIV-SB-08-B0804-11TA0224) and March 16, 2011 (File No. FWS-WRIV/SB-08B0804-11F0314).

Pursuant to California Fish and Game Code Section 2080.1, SAWPA is requesting a determination that the BO and ITS are consistent with CESA for purposes of the proposed Project. If the Department determines the BO and ITS are consistent with CESA for the proposed Project, SAWPA will not be required to obtain an incidental take permit under Fish and Game Code section 2081 for the Project.

DEPARTMENT OF FOOD AND AGRICULTURE

NOTICE OF A REQUESTED HEARING

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture (Department) has proposed changes to various sections of Subchapter 2 (commencing with section 1180) of Chapter 4, Division 2, of Title 3 of the California Code of Regulations. The proposal was published in the *California Regulatory Notice Register* on February 18, 2011 [Register 2011, No. 7-Z] but no hearing was scheduled. The Department has received a request for a public hearing; therefore, the hearing will be held in accordance with Government Code section 11346.8 for the proposal relating to the regulation of rendering establishments, collection centers, dead animal haulers, and transporters of inedible kitchen grease.

Food and Agricultural Code section 407 authorizes the Department to adopt such regulations that are reasonably necessary to carry out the provisions of the Food and Agricultural Code which it is authorized to administer or enforce. Chapter 5 (commencing with section 19200), of Part 3, Division 9, of the Food and Agricultural Code, authorizes the Department to regulate, in part, the rendering industry, which includes, collection centers, dead animal haulers, and transporters of inedible kitchen grease. Rendering establishments and collection centers are exempt from inspection by the United States Department of Agriculture but require inspection in California. Dead animal haulers and transporters of inedible kitchen grease are required to be registered with the Department.

This proposal makes various changes to the regulation of rendering establishments, collection centers, dead animal haulers, and transporters of inedible kitchen grease under Subchapter 2 (commencing with section 1180) of Chapter 4, Division 2, of Title 3 of the California Code of Regulations. This proposal also incorporates by reference specified forms utilized by the Meat and Poultry Inspection Branch of the Department for use by the rendering industry and incorporates by

reference specified standards from the 2007 California Building Code.

Hearing Date, Time, Location

April 29, 2011

9:00 a.m.–12:00 p.m., or until all public comments have been received

Department of Food and Agriculture
1220 N Street, 1st Floor Auditorium
Sacramento, CA 95814

Public Comments

Comments shall be presented at the hearing on April 29, 2011. Written comments may be faxed or emailed by 5:00 p.m., April 29, 2011 to the contact person named in this Notice. Any person who submitted a written comment during the 45–day public comment period ending April 4, 2011, which has been extended through April 20, 2011, [as published in the *California Regulatory Notice Register* on March 25, 2011, Register 2011, No. 12–Z] remains in the Department’s official rule-making file.

Contact Persons

Inquiries concerning the substance of the proposed regulations are to be addressed to: Douglas Hepper, DVM, Branch Chief, Department of Food and Agriculture, Meat and Poultry Inspection Branch, 1220 N Street, Room A–125, Sacramento, CA 95814, Telephone (916) 654–0504.

The backup contact person is: Nancy Grillo, Regulation/Legislation Coordinator, Department of Food and Agriculture, Animal Health and Food Safety Services, 1220 N Street, Room A–114, Sacramento, CA 95814, Telephone (916) 651–7280.

Website Access

Materials regarding this proposal can be found at <http://www.cdffa.ca.gov/ahfss/regulations.html>.

PROPOSITION 65

**OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT**

**CALIFORNIA ENVIRONMENTAL
PROTECTION AGENCY
OFFICE OF ENVIRONMENTAL HEALTH
HAZARD ASSESSMENT
SAFE DRINKING WATER AND TOXIC
ENFORCEMENT ACT OF 1986
(PROPOSITION 65)**

NOTICE TO INTERESTED PARTIES

April 8, 2011

**CHANGE OF MEETING DATE
Re–scheduling of the May 12 and 13, 2011
Developmental and Reproductive Toxicant
Identification Committee Meeting**

*[NOTE: Posted on the OEHHA web site on
April 1, 2011]*

On February 25, 2011, the Office of Environmental Health Hazard Assessment (OEHHA) announced the date of the next meeting of the Developmental and Reproductive Toxicant Identification Committee (DART-IC) as Thursday and Friday, May 12 and 13, 2011. Because of scheduling conflicts, the May meeting is being re–scheduled to **Tuesday and Wednesday, July 12 and 13, 2011**. The meeting will begin each day at 10:00 a.m. and will last until all business is conducted or until 5:00 p.m. The DARTIC will still consider the listing of sulfur dioxide at its July meeting. A full agenda listing all meeting items will be provided in a future public notice. If consideration of all agenda items is completed on July 12, the meeting will not be convened on July 13. The meeting will be held in Sacramento; specific venue information will be provided in a future public notice.

The close of the comment period on the review of the hazard identification document for sulfur dioxide will not change. **Comments and any supporting documentation on the sulfur dioxide document must be received by 5:00 p.m. on Tuesday, April 26, 2011.** We encourage you to submit comments in electronic form, rather than in paper form. Comments transmitted by e–mail should be addressed to coshita@oehha.ca.gov. Comments submitted in paper form may be mailed, faxed, or delivered in person to the addresses below:

Mailing Address: Ms. Cynthia Oshita
Office of Environmental Health
Hazard Assessment
P.O. Box 4010, MS–19B
Sacramento, California
95812–4010

Fax: (916) 323–8803

Street Address: 1001 I Street
Sacramento, California 95814

OEHHA will send comments received on the sulfur dioxide hazard identification document to DARTIC members prior to the meeting.

DECISION NOT TO PROCEED

DEPARTMENT OF HEALTH CARE SERVICES

Pursuant to Government Code Section 11347, the Department of Health Care Services hereby gives notice that it has decided not to proceed with regulation proposal DHCS-08-017, Dental Services (Notice File No. Z-2010-0621-02) as published in the California Regulatory Notice Register on July 23, 2010.

Any interested person with questions concerning this rulemaking should contact Dr. Brian Kennedy of the Medi-Cal Dental Services Division at either (916) 464-1206 or by e-mail at: Brian.Kennedy@dhcs.ca.gov.

RULEMAKING PETITION DECISION

DEPARTMENT OF CORRECTIONS AND REHABILITATION

NOTICE OF DECISION ON PETITION TO AMEND REGULATIONS

**California Code of Regulations
Title 15, Crime Prevention and Corrections
Division 3, Department of Corrections**

PETITIONER

Buck Aaron.

AUTHORITY

Under authority established in Penal Code (PC) Section 5058, the Secretary may prescribe and amend regulations for the administration of prisons. PC Section 5054 vests with the Secretary the supervision, management, and control of the prisons, and the responsibility for the care, custody, treatment, training, discipline, and employment of persons confined therein.

CONTACT PERSON

Please direct any inquiries regarding this action to Timothy M. Lockwood, Chief, Regulation and Policy

Management Branch, Department of Corrections, P. O. Box 942883, Sacramento, CA 94283-0001.

AVAILABILITY OF PETITION

This petition to amend regulations is available upon request directed to the Department's contact person.

SUMMARY OF PETITION

Petitioner requests the Department of Corrections and Rehabilitation to amend the California Code of Regulations, Title 15, Division 3, Section 3190, Personal Property. Petitioner contends that Mule Creek State Prison staff requires inmates to comply with the six cubic foot limit by first putting forth all state-issued items and second, the inmate's approved personal property, into a box with a six cubic foot interior. Petitioner states the current language is vague and overbroad by use of the word, "combined," because inmates do not have a choice regarding receipt of state-issued items, and in some cases, must discard some of their personal property to comply with the six cubic foot limit.

DEPARTMENT DECISION

The California Department of Corrections and Rehabilitation denies the petitioner's request. In these regulations, specifically Section 3190, Personal Property, which was recently amended in 2008, pursuant to the provisions of the Administrative Procedure Act, the volume of property each inmate may possess in their quarters/state living area is confined to six cubic feet. Subsection 3190(c) establishes an inmate's approved personal property and state-issued items must not exceed six cubic feet in combined volume.

The intent of the Department in adopting this rule was to prevent harm to inmates and staff by reducing unsafe and hazardous conditions. The Department has determined six cubic feet is a reasonable limit based on the following professional assertions.

1. Written notice from the Office of State Fire Marshall confirms that excessive amounts of combustible materials in inmate living quarters constitute a fire hazard endangering the personal safety of inmates and staff.
2. Security staff asserts that excessive amounts of personal property increase security hazards by increasing the opportunity for the hiding of weapons, drugs and other contraband.
3. Medical staff asserts that excessive amounts of personal property increase health hazards by impeding cell or dormitory cleaning and provide nesting places for vermin.

4. Transportation Unit staff confirms the space available on the buses used to transport prisoners amounts to six cubic feet or less per prisoner passenger.
5. Institution staff asserts that larger limits would require more than 12 cubic feet for personal property per cell, and that an already crowded prison system does not allow for that space.

Additionally, Section 3161 allows for one additional cubic foot for an inmate's legal material of active cases, and also provides for the additional storage of that legal material.

It is necessary to require that the combined volume of an inmate's state-issued items and approved personal property does not exceed six cubic feet within an inmate's living quarters to help reduce the potential risk to inmates and staff. The confined space of an inmate's cell creates a greater potential for hazardous conditions due to the small space.

The Department recognizes the value for inmates to possess approved personal property while incarcerated. Such personal property helps the inmate maintain mental well-being by providing an opportunity for the inmate to remain connected to his or her human aspect; however, the safety of all persons and the security of the institutions is the Department's first responsibility. Because of the reasons provided above, the Department must maintain that the combined volume of state-issued and allowable personal property items shall not exceed six cubic feet unless otherwise specified in the regulations.

**ACCEPTANCE OF PETITION
TO REVIEW ALLEGED
UNDERGROUND REGULATIONS**

OFFICE OF ADMINISTRATIVE LAW

**ACCEPTANCE OF PETITION TO REVIEW
ALLEGED UNDERGROUND REGULATIONS**

**(Pursuant to title 1, section 270, of the
California Code of Regulations)**

**CALIFORNIA PRISON INDUSTRY
AUTHORITY**

The Office of Administrative Law has accepted the following petition for consideration. Please send your comments to:

Elizabeth Heidig, Staff Counsel
Office of Administrative Law
300 Capitol Mall, Ste. 1250
Sacramento, CA 95814

A copy of your comment must also be sent to the petitioner and the agency contact person.

Petitioner:

Carlos Rios
E-52249 (F3-13-119)
Post Office Box 799003
San Diego, California 92179

Agency contact:

Ann Cunningham
Regulation and Policy Manager
California Prison Industry Authority
560 East Natoma Street
Folsom, California 95630

Please note the following timelines:

- Publication of Petition in Notice Register: April 8, 2011
- Deadline for Public Comment: May 9, 2011
- Deadline for Agency Response: May 23, 2011
- Deadline for Petitioner Rebuttal: No later than 15 days after receipt of the agency's response
- Deadline for OAL Decision: August 8, 2011

The attachments are not being printed for practical reasons or space considerations. However, if you would like to view the attachments please contact Margaret Molina at (916) 324-6044 or mmolina@oal.ca.gov.

Editorial note: The following request is reproduced as submitted by the requester.

Carlos Rios E52249
R.J. Donovan Correctional Facility
P.O. Box 799003
F3-13-119
San Diego, CA 92179

October 3, 2010

To: State of California
Office of Administrative Law
300 Capitol Mall, Suite 1250
Sacramento, California 95814-4339

Concerning: General Education Development (GED) Requirement Policy by California Prison Industry Authority (Cal PIA) Inmates

Challenged Rule

Please take notice that hereby petitioner respectfully requests to your agency the OAL for a evaluation and a determination as to whether the challenged rule of California Department of Correction and Rehabilita-

tion (CDCR) and the Prison Industry Authority (Cal PIA) Department Operations Manual (DOM) Sections 51121.10 and Supplemental 10-21-08 "Title GED Inmate Employee Policy & Procedure, enforced by the Cal PIA attached as Exhibit "A" meets the definition of "regulation" as defined in Government Code Section 11342.600 and is subject to the Administrative Procedure Act (APA) but was not adopted pursuant to the APA and should have been. And whether it is an underground regulation as defined in California Code of Regulations title 1, section 250(a).

Petitioner further requests to your agency for an evaluation and determination as whether or not the GED requirement policy is in conflict with inmates constitutional rights under the American with Disability Act of (1990) because inmate who suffer from learning disability are deprived with the opportunity to advance in their job assignment and to receive a pay raise based on the lack of GED requirement. See Exhibit B and C attached thereto.

In light of the above mentioned facts and circumstances petitioner pray that your agency conducted a hearing to determine the partys rights under the State and federal laws.

Respectfully submitted

/s/
Carlos Rios

**SUMMARY OF REGULATORY
ACTIONS**

**REGULATIONS FILED WITH
SECRETARY OF STATE**

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indicated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

File# 2011-0211-03
BUREAU FOR PRIVATE POSTSECONDARY
EDUCATION
Notices to Comply, Disciplinary Guidelines, Etc.

This action adopts an informal appeals process for institutions licensed by the Bureau and guidelines for decision making in cases presented for disciplinary action.

Title 5
California Code of Regulations
ADOPT: 75010, 75100, 75500 AMEND: 74120,
74130, 74160, 74170
Filed 03/28/2011
Effective 04/27/2011
Agency Contact: Joanne Wenzel (916) 384-1254

File# 2011-0210-02
CALIFORNIA ENERGY COMMISSION
Establish Solar Offset Program

This regulatory action implements SB 1, Statutes 2006, which requires that, beginning January 1, 2011, a seller of production homes must offer the option of a solar energy system to all customers negotiating to purchase a new production home constructed on land meeting certain criteria and must disclose certain information. It also requires the development of an offset program to allow a developer or seller of production homes the alternative option of installing solar energy systems generating specified amounts of electricity on other projects.

Title 20
California Code of Regulations
ADOPT: 2700, 2701, 2702, 2703, 2704
Filed 03/24/2011
Effective 03/24/2011
Agency Contact: Sherrill Neidich (916) 651-1463

File# 2011-0315-02
CALIFORNIA STUDENT AID COMMISSION
Cal Grant Program & Mandatory Systemwide Fees

The California Student Aid Commission is adopting section 30001.5 in Title 5 of the California Code of Regulations. This emergency rulemaking establishes that "tuition" and/or "tuition fees" are considered to be among the mandatory systemwide fees which are eligible for coverage by a Cal Grant award at the University of California and the California State University system.

Title 5
California Code of Regulations
ADOPT: 30001.5
Filed 03/24/2011
Effective 03/24/2011
Agency Contact:
Kristen Trimarche (916) 464-6439

File# 2011-0222-04
COMMISSION ON PEACE OFFICER STANDARDS
AND TRAINING
Certificate Application Attestation Language

This regulatory action amends the attestation language on five application forms for professional POST

certificates to make it more uniform and consistent across all of the forms, while also considering the specific application requirements for each form.

Title 11
 California Code of Regulations
 AMEND: 9070, 9072, 9073, 9077
 Filed 03/30/2011
 Effective 04/29/2011
 Agency Contact: Patti Kaida (916) 227-4847

File# 2011-0211-01
 DEPARTMENT OF CORRECTIONS AND
 REHABILITATION
 Change without Regulatory Effect to Section 3269

This Section 100 action amends section 3269 of Title 15 of the California Code of Regulations by correcting an inaccurate internal cross-reference.

Title 15
 California Code of Regulations
 AMEND: 3269
 Filed 03/28/2011
 Agency Contact: Rosie Ruiz (916) 255-5580

File# 2011-0214-01
 OCCUPATIONAL SAFETY AND HEALTH
 STANDARDS BOARD
 Powered Industrial Truck Operator Training

This action concerning the standards for training of operators of powered industrial trucks corrects two cross references within the regulation that are intended to identify the training and evaluation requirements.

Title 8
 California Code of Regulations
 AMEND: 3668(a)
 Filed 03/28/2011
 Agency Contact: Marley Hart (916) 274-5721

File# 2011-0215-03
 OFFICE OF ENVIRONMENTAL HEALTH
 HAZARD ASSESSMENT
 Specific Regulatory Levels: Chemicals Causing Reproductive Toxicity

This action adopts the maximum allowable dose level (MADL) for chemicals causing reproductive toxicity for acrylamide of 140 micrograms/day.

Title 27
 California Code of Regulations
 AMEND: 25805
 Filed 03/30/2011
 Effective 04/29/2011
 Agency Contact: Susan Luong (916) 327-3015

File# 2011-0216-05
 PUBLIC EMPLOYEES RETIREMENT SYSTEM
 Prefunding Plan for Health Care Coverage for Annu-
 itants

This rulemaking action conforms section 599.550 of title 2 of the California Code of Regulations to Assembly Bill 554 (Chapter 318 of 2007) by amending the definition of those employers which may participate in the Prefunding Plan for Health Care Coverage for Annu-
 itants. By cross reference, the amended rule adopts the definition of "employer" from the Assembly measure and makes other related conforming changes.

Title 2
 California Code of Regulations
 AMEND: 599.550
 Filed 03/28/2011
 Effective 04/27/2011
 Agency Contact: Veronica Mora (916) 795-0713

File# 2011-0228-03
 STATE PERSONNEL BOARD
 Requirements for Filing Discrimination Complaint
 with the SPB

In this "changes without regulatory effect" filing, the State Personnel Board (SPB) is amending a regulation entitled "Requirements for Filing Discrimination Complaint with the SPB." The only amendments are to change the word "appeal" to the word "complaint" twice in the regulation.

Title 2
 California Code of Regulations
 AMEND: 64.5
 Filed 03/30/2011
 Agency Contact: John D. Smith (916) 651-1041

**CCR CHANGES FILED
 WITH THE SECRETARY OF STATE
 WITHIN October 27, 2010 TO
 March 30, 2011**

All regulatory actions filed by OAL during this period are listed below by California Code of Regulations titles, then by date filed with the Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

Title 2
 03/30/11 AMEND: 64.5
 03/28/11 AMEND: 599.550
 03/09/11 ADOPT: 552

CALIFORNIA REGULATORY NOTICE REGISTER 2011, VOLUME NO. 14-Z

03/08/11	ADOPT: 18451 REPEAL: 18451, 18452, 18453	10/29/10	ADOPT: 1859.90.2 AMEND: Renumber 1859.90.2 to 1859.90.3, 1859.129, 1859.197
03/07/11	AMEND: 18404.1	10/28/10	AMEND: 59.1
03/07/11	AMEND: 18435, 18450.4	10/27/10	ADOPT: 1185.21, 1189 AMEND: 1181, 1181.1, 1181.2, 1181.4, 1183, 1183.01, 1183.02, 1183.03, 1183.06, 1183.07, 1183.08, 1183.081, 1183.09, 1183.11, 1183.12, 1183.131, 1183.14, 1183.2, 1183.21, 1183.30, 1183.31, 1183.32, 1185, 1185.2, 1185.3, 1185.4, 1185.5, 1185.6, 1186, 1187, 1187.2, 1187.3, 1187.9, 1188, 1188.1, 1188.2, 1188.3, 1188.31, 1189.1, 1189.3 REPEAL: 1181.3, 1189.4, 1189.5
03/03/11	AMEND: 1897		
02/23/11	AMEND: 18734, 18751		
02/17/11	AMEND: 18116		
02/17/11	AMEND: 18239		
02/17/11	ADOPT: 18401.1, 18435.5		
02/15/11	AMEND: 599.500, 599.501		
01/28/11	ADOPT: 559		
01/26/11	ADOPT: Headings for Subchapter 1.3, Article 1, Article 2, Article 3, Article 4 AMEND: Heading for Subchapter 1.3 — Article 25		
01/25/11	AMEND: 1859.2, 1859.71.6, 1859.77.4, 1859.81.1, 1859.104		
01/13/11	AMEND: 1859.2, 1859.302, 1866, Form SAB 50-02, 50-03, 50-04, 50-06, 50-07, 50-08, 50-09, 50-10, 61-04, 40-20, 40-21, 40-24	Title 3	
01/12/11	ADOPT: 172.9, 172.10 AMEND: 172.6, 172.7, 172.8, 172.10 (renumbered to 172.11), 172.11 (renumbered to 172.12) REPEAL: 172.9	03/18/11	AMEND: 3434(b) and (c)
01/12/11	AMEND: 59.3 Appendix A	03/18/11	AMEND: 3434(b)
01/06/11	ADOPT: 649.17.1, 649.19, 649.20 AMEND: 647.4, 649.14, 649.15, 649.16, 649.17, 649.26, 649.28, 649.31, 649.32, 649.33, 649.48, 649.50, 649.51, 649.57, 649.62	03/14/11	AMEND: 3408
01/06/11	AMEND: 67.3	03/01/11	AMEND: 3558
12/28/10	AMEND: Div. 8, Ch. 114, Sec. 59590	02/17/11	AMEND: 3437
12/21/10	AMEND: 561, 561.1, 561.2, 561.3, 561.4, 561.5, 561.8, 561.9, 561.11 (renumbered to 561.10), 561.12 (renumbered to 561.11), 561.13 (renumbered to 561.12) REPEAL: 561.10, 561.14	02/15/11	AMEND: 3430
12/20/10	AMEND: 18723	02/15/11	ADOPT: 820.55 AMEND: 820, 820.3, 820.6, 820.7
12/20/10	ADOPT: 18215.2 AMEND: 18215, 18225, 18450.1, 18450.4, 18450.5	02/10/11	AMEND: 3601
12/16/10	ADOPT: 1859.90.1 AMEND: renumber 1859.90.1 as 1859.90.2 (not shown), 1859.129, 1859.197	02/10/11	AMEND: 3434(b), (c)
11/30/10	AMEND: 67.8 (Appendix A)	02/10/11	AMEND: 3423(b)
11/23/10	ADOPT: 1190, 1190.01, 1190.02, 1190.03, 1190.04, 1190.05	01/13/11	AMEND: 3425(b), (c)
11/22/10	AMEND: 1859.2, 1859.83	01/13/11	AMEND: 3591.20(a)
11/16/10	AMEND: 7286.1	01/13/11	AMEND: 3591.15(a), (b)
11/15/10	AMEND: 18545, 18703.4, 18730, 18940.2, 18943	01/11/11	AMEND: 1430.142
11/15/10	AMEND: 18225	01/11/11	AMEND: 3591.20(a)
		12/30/10	AMEND: 3435(b)
		12/29/10	AMEND: 3434(b) and (c)
		12/20/10	ADOPT: 6446, 6446.1 AMEND: 6400, 6452.4, 6624
		12/14/10	AMEND: 3434(b) and (c)
		12/14/10	AMEND: 850
		12/09/10	AMEND: 6860
		12/06/10	AMEND: 3906
		11/30/10	AMEND: 3406
		11/24/10	ADOPT: 3701, 3701.1, 3701.2, 3701.3, 3701.4, 3701.5, 3701.6, 3701.7, 3701.8 AMEND: 3407
		11/24/10	ADOPT: 3701, 3701.1, 3701.2, 3701.3, 3701.4, 3701.5, 3701.6, 3701.7, 3701.8 AMEND: 3407
		11/22/10	AMEND: 3435(c)
		11/18/10	AMEND: 105, 108
		11/17/10	AMEND: 3434(b)
		11/17/10	AMEND: 3434(b)
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11/09/10	AMEND: 3437	03/28/11
10/27/10	AMEND: 6447, 6447.2, 6784	ADOPT: 75010, 75100, 75500 AMEND: 74120, 74130, 74160, 74170
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03/17/11	AMEND: 202, 210, 214, 246, 247, 248, 249, 252, 254, 264, 266, 267, 304, 332, 334, 335, 364, 385, 510, 533, 541, 545, 609	ADOPT: 30001.5
03/07/11	ADOPT: 8035.5	03/21/11
03/07/11	ADOPT: 8078.2 AMEND: 8070, 8072	ADOPT: 10120 AMEND: 10070, 10071, 10075
03/03/11	REPEAL: 4002.2(a)	03/15/11
02/16/11	AMEND: 10152, 10153, 10154, 10155, 10156, 10157, 10158, 10159, 10160, 10161, 10162, 10164	ADOPT: 4800, 4801, 4802, 4803, 4804, 4805, 4806, 4807
01/24/11	ADOPT: 4140, 4141, 4142, 4143, 4144, 4145, 4146, 4147, 4148, 4149, 4200, 4201, 4202, 4203, 4204, 4205	03/01/11
01/06/11	AMEND: 8070, 8072, 8073, 8074	ADOPT: 1216.1
01/06/11	ADOPT: 5000, 5010, 5020, 5021, 5030, 5031, 5032, 5033, 5034, 5035, 5036, 5037, 5038, 5039, 5050, 5051, 5052, 5053, 5054, 5055, 5056, 5060, 5061, 5062, 5063, 5064, 5080, 5081, 5082, 5100, 5101, 5102, 5103, 5104, 5105, 5106, 5107, 5120, 5130, 5131, 5132, 5140, 5141, 5142, 5143, 5150, 5151, 5152, 5153, 5154, 5155, 5170, 5180, 5181, 5182, 5183, 5190, 5191, 5192, 5193, 5194, 5200, 5210, 5211, 5212, 5220, 5230, 5231, 5232, 5240, 5250, 5260, 5265, 5266, 5267, 5268, 5269, 5270, 5275, 5280, 5281, 5282, 5283, 5290, 5291, 5300, 5310, 5311, 5312, 5313, 5314, 5315, 5320, 5321, 5330, 5340, 5350, 5360, 5370, 5371, 5372, 5380, 5381, 5382, 5383, 5384, 5400, 5410, 5411, 5420, 5421, 5422, 5423, 5430, 5431, 5432, 5433, 5434, 5435, 5440, 5450, 5460, 5461, 5470, 5480, 5490, 5491, 5492, 5493, 5494, 5500, 5510, 5520, 5530, 5531, 5532, 5533, 5534, 5540, 5550, 5560, 5570, 5571, 5572, 5573, 5580, 5590	02/22/11
12/14/10	AMEND: 10322(h)(5), 10325(c)(3)(B), 10325(c)(8)	ADOPT: 42398
12/07/10	ADOPT: 12347, 12348 AMEND: 12002, 12345	02/22/11
11/29/10	AMEND: 1374.2	AMEND: 42375
11/29/10	AMEND: 8070, 8072, 8073, 8074	01/20/11
11/04/10	AMEND: 8034, 8035, 8042, 8043	ADOPT: 30010, 30011, 30012, 30013, 30014, 30015, 30016, 30017, 30018, 30019, 30034, 30035, 30036, 30037, 30038, 30039, 30040, 30041, 30042, 30043, 30044, 30045, 30046 AMEND: 30000, 30001, 30002, 30005, 30020, 30021, 30022, 30023, 30030, 30032, 30033
11/02/10	AMEND: 12480, 12488, 12492, 12494, 12496, 12498, 12499, 12501, 12502, 12504, 12508	01/14/11
		ADOPT: 11968.5
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		AMEND: 30730, 30731, 30735, 30736
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		AMEND: 2, 30, 50, 70, 401, 641, 1021, 1023.1, 1025, 1030, 1633, 3082, 3088.1, 3947, 4417, 4421, 4422, 4424, 5504, 5594, 5601, 5710, 10042, 10070, 10090, 11004, 11005, 11010, 11214, 11234, 11250, 11503, 11508, 11523, 11530, 11531, 11537, 11538, 13000, 13009, 13014, 13025, 13039, 13040, 13043, 13052, 14100, 15106, 15158, 15184, 15375, 15376, 15384, 15405, 15531, 15532, 15534, 15535, 15550, 15551, 16000, 18000, 18009, 18013, 18016, 18025, 18031, 18032, 18056, 18057, 18070, 18071, 18072, 18073, 18242, 18300, 18303, 18305, 18306, 18307, 18308, 18460, 18461, 18533
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		AMEND: 80413.3 REPEAL: 80430.2
		12/02/10
		ADOPT: 4700, 4701, 4702, 4703
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		ADOPT: 76020, 76140, 76212, 76240 AMEND: 76000, 76120, 76130, 76200, 76210, 76215 REPEAL: 76010, 76240
		11/18/10
		ADOPT: 70030, 70040, 71135, 71320, 71390, 71395, 71400.5, 71401, 71475, 71480, 71485, 71640, 71650, 71655, 71716, 71750, 71760, 74110, 74115 AMEND: 70000, 70010, 70020, 71100, 71110, 71120, 71130, 71140, 71150, 71160, 71170, 71180, 71190, 71200, 71210, 71220, 71230, 71240, 71250, 71260, 71270, 71280, 71290, 71300, 71310, 71340, 71380, 71400, 71405, 71450, 71455, 71460, 71465, 71470,

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 02/02/11 AMEND: 215
 11/23/10 AMEND: 206, 207
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 03/17/11 AMEND: 7102, 7104, 7160, 7178
 03/17/11 AMEND: 3207
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 12/29/10 AMEND: 1709
 12/09/10 AMEND: 2813
 12/09/10 AMEND: 1742
 12/08/10 AMEND: 344.30
 12/08/10 AMEND: 1648, 1675, 3276, 3277, 3278,
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 11/15/10 AMEND: 9701, 9702
 11/04/10 AMEND: 16423 REPEAL: 16450,
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12/06/10 ADOPT: 3200.028, 3200.252, 3630.05,
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03/22/11 AMEND: 2498.4.9
 03/16/11 ADOPT: 2632.13.1 AMEND: 2632.13
 03/16/11 AMEND: 5500, 5501, 5505, 5506, 5507
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 02/02/11 AMEND: 2699.6500, 2699.6700,
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 01/31/11 ADOPT: 3575, 3576, 3577 AMEND:
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 12/31/10 ADOPT: 2582, 2582.1, 2582.2, 2582.3
 12/30/10 AMEND: 2614, 2614.7, 2614.13
 12/29/10 ADOPT: 2188.65, 2695.180, 2695.181,
 2695.182, 2695.183 AMEND: 2190.2,
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 12/29/10 AMEND: 2542.4
 12/23/10 ADOPT: 1409.1, 1414, 1422.4, 1422.4.1,
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1950.122, 1950.122.5, 1950.122.5.1,
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11/04/10 AMEND: 2689.8(c)
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03/30/11 AMEND: 9070, 9072, 9073, 9077
03/16/11 AMEND: 2037
01/31/11 ADOPT: 4075 AMEND: 4047, 4049,
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4065, 4066, 4067, 4068, 4070, 4071,
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12/30/10 AMEND: 1005, 1060
12/29/10 AMEND: 1001, 1004, 1005, 1006, 1007,
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11/02/10 ADOPT: 51.26
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02/24/11 ADOPT: 551.21
02/24/11 ADOPT: 551.19, 551.20, 551.23, 551.24,
551.25 AMEND: 550, 551.2, 551.11,
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02/22/11 AMEND: 551.14, 555.1, 584
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02/15/11 AMEND: 272.00, 272.02
01/27/11 AMEND: 2621(i), 2623
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01/18/11 ADOPT: 2711 AMEND: 2701, 2702,
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01/03/11 AMEND: 1239
12/23/10 AMEND: 423.00
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11/08/10 AMEND: 1956.8, 1958, 1961, 1976,
1978, 2111, 2122, 2136, 2141 REPEAL:
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2172.4, 2172.5, 2172.6, 2172.7, 2172.8,
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03/09/11 ADOPT: 703 AMEND: 671, 671.1, 671.7
02/24/11 AMEND: 11600
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02/07/11 ADOPT: 1052.5 AMEND: 895, 916.9,
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1774.1, 1774.2, 1777, 1777.1, 1777.2,
1777.3 AMEND: 1722, 1760, 1770,
1773, 1774 REPEAL: 1724.2
12/03/10 AMEND: 29.80
11/22/10 AMEND: 1220
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11/09/10 AMEND: 163, 164
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03/28/11 AMEND: 3269
03/09/11 ADOPT: 3800, 3800.1, 3800.2, 3800.3
03/03/11 ADOPT: 3520, 3521, 3521.1, 3521.2,
3521.3, 3521.4, 3521.5, 3522, 3523,
3525, 3526, 3527
02/18/11 AMEND: 4710, 4711, 4712, 4713, 4714
01/14/11 ADOPT: 4190, 4191 REPEAL: 4192.5,
4193, 4196
12/13/10 ADOPT: 3084.8, 3084.9, 3086 AMEND:
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3084.4, 3084.5, 3084.6, 3084.7, 3137,
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03/14/11 ADOPT: 4125 AMEND: 4123
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03/03/11	AMEND: 117	4.3, 4.5, 204, 303, 315, 324, 325, 332,
03/01/11	AMEND: 1399.157, 1399.160.3, 1399.160.6	340, 341, 571, 743, 745, 746, 747, 748, 749, 750, 753, 754, 755, 756, 760, 904, 904.7, 1173, 1174, 2060 REPEAL: 752
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01/31/11	AMEND: 2000, 2010, 2010.1, 2015, 2015.2, 2020, 2023, 2024 REPEAL: 2014.5, 2017, 2018	01/10/11 AMEND: 51510, 51510.1, 51510.2, 51510.3, 51511, 51511.5, 51511.6, 51535, 51535.1, 51544, 54501
01/27/11	AMEND: 3394.3, 3394.4, 3394.5, 3394.6, 3394.7	01/10/11 ADOPT: 52000, 52100, 52101, 52102, 52104, 52500, 52501, 52502, 52503, 52504, 52505, 52506, 52507, 52508, 52509, 52510, 52511, 52512, 52513, 52514, 52515, 52516, 52600 REPEAL: 52103
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12/20/10	AMEND: 1520	12/15/10 AMEND: 100105
12/20/10	ADOPT: 1399.557	11/10/10 AMEND: 51516.1
12/20/10	ADOPT: 39, 40, 41, 42, 43, 44, 45, 46, 48, 48.1, 48.2, 48.3, 48.5, 48.6	Title 23 03/17/11 ADOPT: 3949.7 01/19/11 ADOPT: 3775.5, 3776, 3779.5 AMEND: 3720, 3721, 3722, 3723, 3730, 3733, 3740, 3741, 3742, 3750, 3751, 3762, 3763, 3775, 3777, 3778, 3779, 3780, 3781 (Appendices A and C) REPEAL: 3760, 3761, 3764, 3776, 3782
12/15/10	ADOPT: 321.1	01/18/11 ADOPT: 5000
12/14/10	AMEND: 1018	01/03/11 ADOPT: 3919.9
12/09/10	ADOPT: 1571	12/23/10 ADOPT: 3939.37
11/24/10	AMEND: 1417	12/20/10 ADOPT: 907, 910, 915, 920, 921, 925, 929, 930
11/23/10	AMEND: 144	12/17/10 ADOPT: 596, 596.1, 596.2, 596.3, 596.4, 596.5
11/18/10	AMEND: 811	12/15/10 AMEND: 3943
11/17/10	ADOPT: 1707.5	12/07/10 ADOPT: 3909 AMEND: 3900
11/08/10	AMEND: 1974, 1996.1	11/18/10 AMEND: 2200, 2200.3, 2200.4, 2200.6 11/17/10 AMEND: 1062, 1064, 1066, 3833.1 11/04/10 ADOPT: 3929.5
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03/07/11	ADOPT: 100801	
02/17/11	AMEND: 52170, 52172, 52173	
02/02/11	ADOPT: 95350, 95351, 95352, 95353, 95354, 95355, 95356, 95357, 95358, 95359	
01/10/11	ADOPT: 100800	
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12/23/10	AMEND: 94508, 94509	
11/10/10	AMEND: 50300	
11/09/10	AMEND: 30253, 30255, 30256	
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01/31/11	AMEND: 1506	
01/12/11	AMEND: 1584	
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2498, 2500, 2502, 2504, 2506, 2612,
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4304, 4306, 4308, 4310, 4312, 4314,
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01/28/11 AMEND: 3070, 4204, 4210, 4212
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